

Motion to Consolidate Appeal & Related Habeas Issue

COURT OF APPEAL OF THE STATE OF CALIFORNIA

THIRD APPELLATE DISTRICT

PEOPLE OF THE STATE OF CALIFORNIA,)	
)	
Plaintiff and Respondent,)	C000000
)	
v.)	Sacramento County
)	Superior Court
JOHN DOE,)	No. 0000000
)	
Defendant and Appellant.)	
	/	

APPLICATION TO CONSOLIDATE CASES

Appellant John Doe hereby moves for an order consolidating the appeal in case number C000000, [COUNTY] County number [###], with the petition for writ of habeas corpus being filed contemporaneously with this application.

The reasons why consolidation is appropriate are as follows:

Counsel filed a brief in case number C000000 on January 25, 2003. On February 1, 2003, counsel moved to expand the appointment in this case in order to file a petition for writ of habeas corpus in this court. That motion was granted, and the petition is being filed on this date.

Consolidation of these two matters will expedite the procedure in this case, because the issues raised in the opening brief are related to issues raised in the petition for writ of habeas corpus. Furthermore, the petition for writ of habeas corpus is based in part on the record in case number C000000.

Because of the similarity of issues in the two related matters and their basis in the same record, consolidation is appropriate.

WHEREFORE, for the reasons stated herein, appellant request an order consolidating the above-named cases for all purposes.

DATED:

Respectfully submitted,

[COUNSEL]
Attorney for Appellant
State Bar No.[SBN]
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